

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Case No. 15-md-2666 (JNE/DTS)

In re: Bair Hugger Forced Air
Warming Products Liability Litigation

DISCLOSURE

This matter was filed on December 11, 2015. The undersigned Magistrate Judge was assigned to the matter on July 20, 2018.

At various intervals during the pendency of this matter, Judge Schultz's financial advisor (UBS) purchased shares in 3M for his and his wife's retirement accounts. UBS has discretionary authority over certain accounts such that purchase and sale transactions for such accounts do not require prior authorization or approval. Accordingly, Judge Schultz did not expressly approve the purchase and was not subjectively aware of it at the time. Judge Schultz and his family never owned more than a total of 72 shares of 3M stock, which never accounted for more than .4% of the value of the aggregate assets under management by UBS on these accounts. Judge Schultz and his family were completely divested of all 3M stock on July 30, 2020. In November 2021 Judge Schultz became aware of his (very) modest past ownership interest in 3M.

Canon 3(c)(1) of the Code of Conduct for United States Judges provides:

(1) A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned, including but not limited to instances in which:

* * *

(c) the judge knows that the judge, individually or as a fiduciary, or the judge's spouse or minor child residing in

the judge's household, has a financial interest in the subject matter in controversy or in a party to the proceeding, or any other interest that could be affected substantially by the outcome of the proceeding.

Canon 3C(3)(c) defines a "financial interest" as "ownership of a legal or equitable interest, however small."

Between the time Judge Schultz was assigned to this matter and UBS sold all 3M stock from Judge Schultz's account, Judge Schultz ruled on 15 issues. A list and description of those rulings is attached hereto.

Dated: December 22, 2021

s/David T. Schultz
DAVID T. SCHULTZ
U.S. Magistrate Judge